

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION

CLERK'S OFFICE U.S. DIST. COURT  
AT LYNCHBURG, VA

FILED  
for Roanoke  
FEB 28 2007

JOHN F. CORCORAN, CLERK  
BY: Fay Coleman  
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DEMOND O'NEIL PARKER,	)	
Petitioner,	)	Civil Action No. 7:07-cv-00090
	)	
v.	)	FINAL ORDER
	)	
UNITED STATES OF AMERICA,	)	By: Hon. Norman K. Moon
Respondent.	)	United States District Judge

For the reasons stated in the accompanying Memorandum Opinion, it is hereby

**ORDERED and ADJUDGED**

that the above referenced motion to vacate, set aside or correct sentence, pursuant to 28 U.S.C. § 2255, shall be and hereby is **DISMISSED** without prejudice as successive; all other pending motions are **DENIED as MOOT**; and the case is hereby **STRICKEN** from the active docket.

Parker is advised that he may appeal this decision pursuant to Rules 3 and 4 of the Federal Rules of Appellate Procedure by filing a notice of appeal with this court within 60 days of the entry of this order, or within such extended period as the court may grant pursuant to Rule 4(a)(5).

The Clerk is directed to send certified copies of this Order and the accompanying Memorandum Opinion to all parties.

ENTER: This 28<sup>th</sup> day of February, 2007.

  
United States District Judge